

§ 36.406

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(b) If it is determined under the procedures set out in section 4.1.7 of appendix A that it is not feasible to provide physical access to an historic property that is a place of public accommodation in a manner that will not threaten or destroy the historic significance of the building or facility, alternative methods of access shall be provided pursuant to the requirements of subpart C of this part.

§ 36.406 Standards for new construction and alterations.

(a) New construction and alterations subject to this part shall comply with the standards for accessible design published as appendix A to this part (ADAAG).

(b) The chart in the appendix to this section provides guidance to the user in reading appendix A to this part (ADAAG) together with subparts A through D of this part, when determining requirements for a particular facility.

APPENDIX TO § 36.406

This chart has no effect for purposes of compliance or enforcement. It does not necessarily provide complete or mandatory information.

	Subparts A–D	ADAAG
Application, General	36.102(b)(3): public accommodations 36.102(c): commercial facilities 36.102(e): public entities 36.103 (other laws) 36.401 (“for first occupancy”) 36.402(a) (alterations)	1, 2, 3, 4.1.1.
Definitions	36.104: commercial facilities, facility, place of public accommodation, private club, public accommodation, public entity, religious entity. 36.401(d)(1)(ii), 36.404(a)(2): shopping center or shopping mall 36.401(d)(1)(i), 36.404(a)(1): professional office of a health care provider. 36.402: alteration; usability 36.402(c): to the maximum extent feasible	3.5 Definitions, including: addition, alteration, building, element, facility, space, story. 4.1.6(j), technical infeasibility.
New Construction:	36.401(a) General	4.1.2.
General	36.401(b) Commercial facilities in private residences 36.207 Places of public accommodation in private residences ..	4.1.3.
Work Areas .....	.....	4.1.1(3).
Structural Impracticability	36.401(c)	4.1.1(5)(a).
Elevator Exemption	36.401(d)	4.1.3(5).
Other Exceptions	36.404	4.1.1(5), 4.1.3(5) and throughout.
Alterations: General	36.401(b): commercial facilities in private residences. 36.402	4.1.6(1).
Alterations Affecting an Area Containing A Primary Function; Path of Travel; Disproportionality.	36.403	4.1.6(2).
Alterations: Special Technical Provisions.	.....	4.1.6(3).
Additions	36.401–36.405	4.1.5.
Historic Preservation	36.405	4.1.7.
Technical Provisions	.....	4.2 through 4.35.
Restaurants and Cafeterias .....	.....	5.
Medical Care Facilities .....	.....	6.
Business and Mercantile .....	.....	7.
Libraries .....	.....	8.
Transient Lodging (Hotels, Homeless Shelters, Etc.)	9.
Transportation Facilities	10.

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